

1907-002 Chancery Causes: Sarah Edds &c vs. Jeff Pillion &c  
Lee Co.

1 Plat

CA - Estate Dispute

T - Property



To the Hon. H.A.W.Skeen, Judge of the Circuit Court of Lee County Virginia.

Humbly complaining your complainant, Sarah Edds, Mattie Pillion, and Nancy Pillion, would respectfully represent and show unto your honor that one Henry Pillion, departed this life on or about ---of---18--- that he died, intestate, leaving, Nancy Pillion his widow, Sarah Edds nee Pillion, Mattie<sup>2</sup> Pillion, Jeff<sup>3</sup> Pillion, Nathan<sup>4</sup> Pillion, Minnie<sup>5</sup> Pillion, and Cora<sup>a</sup> Pillion, Grace<sup>b</sup> Pillion, Floyd<sup>c</sup> Pillion, and Ollie<sup>d</sup> Pillion, infant children of George Pillion Dec. his children and heirs at law;

That all of said heirs are infants except, Sarah Edds, Mattie Pillion, and Nancy Pillion, that said Henry Pillion in his life time was seized and possessed of a certain tract of land situated in Lee County, Va., near what is known as the " Ewing Mines " containing about 60 acres more

or less, bounded by the lands of W.H.Dean, James Marcum and others, that said land decended to the aforesaid heirs at law; That it has never been partitioned, that, Nancy Pillion, is entitled to dower in said land, that

Mattie Pillion, is entitled to one sixth, that, Sarah Edds is entitled to one sixth, that, Jeff Pillion is entitled to one sixth, that, Nathan Pillion is entitled to one sixth, that, Minnie Pillion is entitled to one sixth, that, the infant children of George Pillion Dec. is entitled to one sixth.

Your complainants allege, that said land should be partitioned among those entitled thereto, and to this end they pray that the said Jeff Pillion, Nathan Pillion, Minnie Pillion, Cora Pillion, Grace Pillion Floyd Pillion and Ollie Pillion, all infants be made party defendants to this bill and answer the same under oath by a Guardian ad litem to be assigned that commissioners be appointed to partition said land among the parties entitled thereto, if practicable, if not so report, and that your complainants be granted all relief generally, that the nature of their case may require or to equity' seem meet and they will ever pray  
ect.c--

M. G. Ealy,

P. Q.



JENNIE LIND.

The deeds of a woman like the more valuable jewels are too often secluded from the world. The light of her influence is too often circumscribed by her inferior position in society



184x

Sarah, Eddis, and other  
vs. Bill in Chewsey  
Jeff. Pittson et al.

1907 1<sup>st</sup> May Rules  
Bill filed, Ans.  
G.A.R. filed + D.N.  
" 2<sup>nd</sup> May Rules  
D.N. confirmed +  
Cause set for hearing

Costs:

Clk	\$9.94
Pay	1.50
Atty	15.00
G.A.R.	5.00
Shff	1.00
Court	39.50
	<u>\$71.94</u>



In the Circuit Court for the County of Lee,  
to-wit:

THE ANSWER OF Jeff Pilliow, Nathaw Pilliow, Minnie  
Pilliow, Cora Pilliow, Grace Pilliow, Floyd  
Pilliow and Ollie Pilliow

infants under the age of twenty-one years, by L. P. Hyatt, Their  
guardian *ad litem*, assigned to defend them in this suit, to a bill of complaint exhibited against  
them ~~and others~~ in the Circuit Court for the County of  
Lee, by Sarah Edds and others.

The respondents, reserving to ~~themselves~~ the benefit of all just exceptions to the said bill, for  
answer thereto, answering by said guardian *ad litem*, say that They are infants of  
tender years, and by reason of such disability are incapable of understanding, or of  
taking care of their rights and interests, They therefore commend the same  
to the protection of the court, and prays that no decree may be pronounced which will tend  
to their prejudice.

And having answered, the respondents pray to be hence dismissed with their  
reasonable costs, in this behalf expended; and they will ever pray, &c.

L. P. Hyatt Guardian *ad litem*.

L. P. Hyatt p. d.

State of Virginia  
or  
County of Lee ss.

This day, L. P. Hyatt, whose name is signed to  
the foregoing answer, personally appeared before me, H. C. T. Ewing, Clerk  
and made oath that the statements made therein, so far as they depend upon his own knowl-  
edge, are true, and so far as they depend upon knowledge derived from others he believes them  
to be true.

Given under my hand, this 30th day of April 1907  
H. C. T. Ewing, Clerk.

Circuit court for County of State aforesaid



Jeff Pelton & als.

adv. }

ANSWER  
OF  
INFANT DEFENDANT.

Sarah Edds & als.

Filed April 29, 1907.

H. C. J. Ewing,

Clerk.



Sarah Eddels et als, Defts.  
against  $\frac{2}{3}$  In Chancery -  
Jeff. Pilliam et als, Defts.

This cause came on this day to be heard upon the papers formerly read in the cause. The report of Commissioners, M. M. Spear, G. F. Smith and S. E. Thompson, filed Dec. 6<sup>th</sup> 1907 - and was argued by counsel.  
On consideration of which, said report being accepted to, the same is approved and confirmed, and the court doth adjudge, order and decree that the widow, children and heirs at law of Henry Pilliam, dec. do take and hold the lots and tracts of land assigned to them in said Commissioners report, by metes and bounds, and it is further ordered and decreed that said report and decrees appointing said Commissioners and confirming their report, be recorded in the County Clerks office of Lee County Va. in the Deed Book, - and it is further decreed that the parties in interest in this cause pay the costs of this suit in proportion to their interests for which execution may issue in favor of the officers of the court, and nothing further remaining to be done. This cause is stricken from the docket,

Virginia, Lee County, to-wit:

In the Clerk's office of Lee County, on this the 2nd day of January, 1908, the foregoing decrees, commissioners' report and plat were presented, and admitted to record.

Teste: W. C. J. Ewing, Clerk.



Lurch Eddy et al.  
no direct trial -  
Jeff. Dillon et al.  
Entered in C.O.B.  
#8, Page 344.

Recorded in D.B.  
No. 46, pag 44  
Examined Jan 24  
1908. Indused.

Enter This

14 a 55 am

Dec. 10<sup>th</sup> 1907 -



Virginia,

At a Circuit Court continued and held for Lee County, at the Court-house thereof, on Wednesday, the 22nd day of May, 1907.

Sarah Edds, et al,               Pliffs.

Va. In Chancery.

Jeff Pillion, et al,           Defts.

This cause came on this day to be heard upon the bill of complainants, the answers of the infant defendants, by L. T. Hyatt, their Guardian ad Litem duly sworn to, general replication to said answer, and was argued by counsel.

On consideration of which, the Court doth appoint M. M. Speak, G. F. Smith and S. E. Thompson to go upon the lands of which Henry Pillion died seized and possessed and partition the same among the parties entitled thereto after being duly sworn. They will lay off and assign to each of the heirs of Henry Pillion, deceased, one-sixth each of said tract, considering quantity and quality, they will also assign to the widow one-third of said tract in rental value house, including the dwelling or mansion as her dower. They will report to court and the cause is continued.

A copy,

Teste: H. L. T. Ewing, Clerk.



Sarah Edds, et al,  
vs. Deere  
Jeff Pillion, et al.

---

Copy for Shffs. re-  
turn

Executed By  
Serving a true  
Copy on F. Smith  
& S. E. Thompson  
July 15 1904  
P. M. Ball S. E. C.



Sarah Edds & others Preffs.  
against the Inchanery.

Jeff. Pillion Edithes Defts.  
 7<sup>th</sup> Cause same as this do.

This cause came on this day to be heard upon the bill of complainants, the answer of the infant defendants by, L. J. Hyatt their Guardian ad Litem duly sworn to, general replication to said answer, and was argued by counsel.

On consideration of which the court doth appoint  
M. M. Speak, G. H. Smith and S. E. Thompson, to go upon  
the lands of which Henry Pilliam died seized and possessed  
and partition the same, among the parties entitled thereto  
after being duly sworn, They will lay off and assign to  
each of the heirs of Henry Pilliam Dec. one-sixth each of  
said tract, considering Quantity and quality - They  
will also assign to the widow one-third of said tract  
in rental value including the dwelling or mansion  
house, as her dower, - they will report to court and  
the cause is continued,



Sarah Eddy. Feb.

res. Deener

*Jeff. Pittier et al*

Entered in C.B.

#8, page 287-

Recorded in Deed  
Book No 46 page  
441 Examined Jan.  
24 1908 Indexed.

Book No 46 page

441 Examined Jan,

24 1908 Indexed.

Enter this

H. A. S. 11.

May. 22. 1907.







(1)  
Commissioners Report

Sarah Edds, et al. Plaintiffs,  
Vs. In Chancery,  
Jeff. Pillion, et al. Defendants.

To the Honorable H. A. W. Skeen, judge of the  
Circuit Court of Lee County, Virginia:

The undersigned, who were, by a decree rendered by your  
Honor, in the above styled cause, on the 22<sup>nd</sup> day of  
May, 1907, appointed Commissioners for the purpose and  
directed to go upon the lands in the "Biel" in said cause  
mentioned, it being the lands of Henry Pillion, decd.,  
and partition and lay off said land among those  
entitled thereto, beg leave to report as follows:

That, in accordance with said decree, we did  
go upon the said lands on the 14<sup>th</sup> day of  
Nov. 1907. (And subsequent days) and after having surveyed  
the entire boundary, which is represented by the plat  
hereto attached, and finding the same contained  
56 $\frac{7}{10}$  acres, more or less, we then proceeded to partition  
and lay off same to those entitled thereto, as follows:

First: We laid off and assigned to the widow,  
Nancy Pillion, one third (in rental value) of said land  
as shown by the plat and bounded as follows:  
Beginning, at two poplar stumps, <sup>(1.A)</sup> a corner to the  
Cloud land; then, S. 2 $\frac{1}{2}$  W., 49 po. to a stone, <sup>(2.A)</sup> then, N. 62 E.,  
26 po.  $\frac{3}{4}$  13 lks., to a hickory & two dogwoods, <sup>(3.A)</sup> then, S. 25 $\frac{1}{2}$  E.,  
20 po.  $\frac{3}{4}$  5 lks., to a double dogwood at the head of a spring, <sup>(4.A)</sup>  
then, S. 67 $\frac{1}{2}$  E., 6 po.  $\frac{3}{4}$  6 lks., to a public road, <sup>(5.A)</sup> then, N. 88 W., 72 po.



(2)

and 10 lks. to two spotted oaks <sup>(6 A)</sup> on top of a hill: then N. 2 1/2 E., 68 po. & 20 lks. to a stone <sup>(7 A)</sup> in the Hoover line: then, with said line S. 67 E. 37 po. & 7 lks. to the Beginning. (1 A.)

Containing 15 7/10 acres more or less.

Second: We laid off and assigned to Minnie Pillion lot No. 1, as shown by the plat and bounded as follows: Beginning, at two spotted oaks on a hill, <sup>(6 A.)</sup> a corner to the "Dower," then, S. 83 W., 49 po. & 5 lks., to a stone: (7 A.) then, N. 7 E., 7 po. & 28 lks. to a stone: (8 A.) near a beech marked as a pointer: then, N. 51 1/2 W., 23 po. & 5 lks., to a stone: (13 A.) then, N. 78 1/2 E., 11 po. & 18 lks., to a stone: (12 A.) then, S. 38 1/2 E., 19 po. to a stone: (9 A.) then N. 77 1/2 E., 15 po. & 17 lks. to a stone, (10 A.) with two maples marked as pointers: then, N. 8 1/2 E., 6 po. & 10 lks. to a stone: (1 A.) then, S. 88 E., 61 po. to a stone: (2 B.) then, S. 2 1/2 W., 11 po. & 15 lks. to a stone: (3 B.) then, N. 88 W., 34 po. & 20 lks., to the Beginning. (6 A.)

Containing 7 acres more or less.

Third: We laid off and assigned to Nathaniel Pillion lot No. 2, as shown by the plat and bounded as follows: Beginning, at a stone <sup>(14 A.)</sup> a corner to James Marcum's land; then, N. 2 E., 15 po. & 5 lks., to a stone: (1 C.) then S. 88 E., 124 po. to a stone: (2 C.) then, S. 2 1/2 W., 11 po. & 15 lks., to a stone: (2 B.) a corner to lot No. 1, then with a line of No. 1, N. 88 W., 61 po. to a stone, <sup>(1 B.)</sup> corner to No. 1., N. 8 1/2 E., 11 po. 20 lks., to a gum and black oak: (11 A.) then, S. 78 1/2 W., 65 po. & 15 lks., to the "Beginning." <sup>(14 A.)</sup> Containing 7.38 acres more or less.

Fourth: We laid off and assigned to Jeff Pillion, lot No. 3 as shown on the plat, and bounded as follows: Beginning, at a stone (1 C.) a



corner to lot No. 2, then, N. 2 E., 11 po. & 15 lks., to a stone, (1 d.) a corner to No. 4, and with a line of same S. 88 E., 124 po., to a stone: (2 d.) a corner to No. 4, then, S. 2 1/2 W., 11 po. 15 lks., to a stone: (2 c) a corner to No. 2, and with a line of No. 2, N. 88 1/2 W., 124 po. to the "Beginning." (1 c.)  
Containing 9 acres more or less.

Fifth: We laid off and assigned to Sarah Edds and Jack Edds lots No. 4 and 5 in one body.

The said Sarah Edds heiring one share & Jack Edds, her husband having bought Martha Pillions (Wife) undivided interest in said land, we deemed it just and proper to lay off those two shares in one body, as shown on the plat. They are bounded as follows: Beginning, at a stone, (1 d.) a corner to No. 3, then, N. 88 E., 124 po., to a stone: (2 d.) then N. 2 1/2 E., 21 po., to two poplar stumps, (1 A.) the beginning corner of the main tract, also the beginning corner to the "Dower," then, N. 67 W., 37 po., and 5 lks., to a stone: (1 b.) the north-west corner of the "Dower," also a corner to No. 6: then, with a line of No. 6, N. 88 W., 72 po. & 20 lks., to a stone: (1 e.) then, S. 2 W., 16 po. & 20 lks., to a stone: (2 e.) then, N. 88 W., 16 po., to a stone: (3 e.) then, S. 2 W., 17 po. & 15 lks., to the "Beginning." (1 d.)  
Containing 23 1/10 acres more or less.

Sixth: To the heirs of George Pillion, decd., we assigned lot No. 6, which is in two parts or tracts. We laid it off in this way, in order that it should have its proportional part of the "Dower." Part one is bounded as follows: Beginning,



at a stone: (3 B.) a corner to lots No. 4 & 5, then, N. 2 E.,  
28 po., to a stone: (15 A.) then, N. 89 $\frac{3}{4}$  E., 19 po. & 15 lks., to a  
stone: (16 A.) with a beech, dogwood and sourwood  
marked as pointers: said stone is Clouds' corner.  
then, N. 82 E., 25 po. & 20 lks., to a large hickory, (17 A.)  
corner to Clouds' land; then, S. 67 E., 47 po., to a stone: (1 B.)  
the north-west corner of the dower, also a corner to  
lots No. 4 & 5; then, N. 88 W., with a line of 4 and 5  
72 po. & 20 lks., to a stone: (1 B.) then, S. 2 W., 16 po. & 20 lks.  
to a stone: (2 B.) then, N. 88 W., 16 po. to the "Beginning." 3 B.

Containing 7 $\frac{1}{10}$  acres more or less: Part two  
is bounded as follows: Beginning, at a double dog-  
wood, (4 A.) at the head of a spring, then, down  
the spring branch, S. 67 $\frac{1}{2}$  E., 6 po. & 6 lks., to a  
public road: (5 A.) then, N. 88 W., 37 po. & 15 lks.,  
to a stone: (3 B.) a corner to lot No. 1., then, N. 2 $\frac{1}{2}$  E.,  
6 po. & 15 lks., to a stone: (2 A.) then, N. 62 E., 26 po. & 13 lks.,  
to a hickory and two dogwoods: (3 A.) on a hill-side;  
then, S. 25 $\frac{1}{2}$  E., 20 po. & 5 lks., to the "Beginning." 4 A.

Containing 2 $\frac{4}{10}$  acres more or less: making a  
total of 10 $\frac{2}{10}$  acres in the two tracts.

It will be noticed that this land has only  
one outlet to a public road, and that is at the  
extreme south-east corner. All parties owning  
a share or shares in this land, shall have the  
privilege of passing over the other shares or parts  
of a share in order to reach the public road.

We believe there is valuable deposits of



Virginia, Lee County, to wit:

I, H. C. Bales, a J. P. for  
the county and state aforesaid, do  
hereby certify that, S. E. Thompson,  
Geo. F. Smith and M. M. Speak, Com-  
missioners and J. E. Edds, and Jeff. Pillion  
chairmen, were this day duly  
sworn by me to honestly and  
faithfully perform their respective  
duties in the partitioning of the  
lands of Henry Pillion, deceased.  
This the 14<sup>th</sup> day of Nov. 1907.

H. C. Bales, J. P.

Cost \$1<sup>25</sup>.



+



iron-ore on this land, and we hereby decree that all parties owning a share or shares in this land shall be entitled to their proportional part of a "royalty" of ten cents per. ton, on all ~~the~~ ore mined on any share or shares of this land.

Reference is here made to the plat or map of this land, which is attached to this report showing the boundaries of the entire tract, as well as the boundaries of each of the lots laid off and assigned to the several parties entitled to an interest in said land, and said plat or map is asked to be taken as part of this report.

All of which is respectfully submitted, this the 4<sup>th</sup> day of Dec. 1907.

Signed

S. E. Thompson  
M. M. Speaks,  
G. F. Smith.

Commissioners

Costs.

S. E. Thompson.	\$5.50
G. F. Smith.	
M. M. Speaks.	
Jack Edds	\$ 6.00
Jeff Pillion	\$ 6.00
H. C. Bales, J.P.	\$ 1.25
Total	\$ 39.50

comr's



Sarah Edds, et al,  
vs { Comr. Report.  
Jeff Pillion, et al.

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Filed Decr. 6, 1907.

H. C. D. Ewing.  
Clerk.

Recorded in Deed  
Book No. 46, page  
441 &c. Examined  
Jan. 24, 1908  
Indexed.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *Jeff Pillion, Nathan Pillion,*  
*Minnie Pillion, Lora Pillion, Gracie Pillion,*  
*Floyd Pillion and Ollie Pillion.*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on  
the *1<sup>st</sup>* Monday in *May*, 190*7*, to answer a bill in chancery exhibited against *Them*  
*by Sarah Eddes, Mattie Pillion and Nancy Pillion.*

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the *18<sup>th</sup>*  
day of *April*, 190*7*, and 1 *31<sup>st</sup>* year of the Commonwealth.

A Copy, Teste:

\_\_\_\_\_, Clerk

*H. C. T. Ewing*, Clerk



Sarah Edds, et al,

VS

}

SUBPENA  
IN  
CHANCERY

Jeff Pillion, et al,

M. G. Ely, p. q.

To

1st May

Rules

Circuit  
1907

Court